

ESTTA Tracking number: **ESTTA636439**

Filing date: **11/01/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91211215
Party	Plaintiff Bohager Holdings, LLC
Correspondence Address	JENNIFER L. WHITELAW WHITELAW LEGAL GROUP 3838 TAMIAMI TRAIL NORTH, SUITE 310 NAPLES, FL 34103 UNITED STATES ttabmail@whitelawfirm.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	JENNIFER L. WHITELAW
Filer's e-mail	ttabmail@whitelawfirm.com, jfallon@msgld.com, EFeatherman@msgld.com, ip@msgld.com
Signature	/JENNIFER L. WHITELAW/
Date	11/01/2014
Attachments	Motion for Suspension for Settlement Negotiations.pdf(42209 bytes)

BOHAGER HOLDINGS, LLC,

 \mathbf{v}_i

Applicant/Counterclaim Petitioner,

Opposition No. 91211215

I HEREBY CERTIFY that the original of this Motion for Suspension for Settlement Negotiations is being electronically filed with the Trademark Trial and Appeal Board of the United States Patent and Trademark Office through the web site at <http://esta.uspto.gov> on November 1, 2014.

Opposer/Counterclaim Respondent, BOHAGER HOLDINGS, LLC, for good cause shown, hereby moves the Board for a suspension of the proceedings and resetting of all pending deadlines by sixty (60) days, all as set forth below, and states the following in support hereof:

The parties appear to be in the final stages of settlement. In order to finalize documents and conduct necessary counseling and advice, a brief suspension is reasonably requested. This motion is made in good faith. Although this proceeding is already suspended through November 10, 2014, the current expert disclosure date under the present schedule expires in the interim, on November 4, 2014, and that date must be extended so as to preserve the present state of matters while settlement is being finalized.

Accordingly, Opposer/Counterclaim Respondent has shown good cause for the granting of this motion, which is not interposed to create unreasonable delay but will rather further the interests of justice and preserve the resources of the parties.

The new dates proposed in this motion are as follows:

Expert Disclosure Due: 1/30/2015
Discovery Closes: 2/30/2015
Plaintiff's Pretrial Disclosures: 03/30/2015
Plaintiff's 30-day Trial Period Ends: 06/04/2015
Defendant/Counterclaim Plaintiff's Pretrial Disclosures: 07/19/2015
30-day Trial Period for Defendant and Plaintiff in the Counterclaim: 08/03/2015
Counterclaim Defendant's and Plaintiff Rebuttal Disclosures Due: 08/18/2015
30-day Trial Period for Counterclaim Defendant and
Rebuttal Testimony as Plaintiff ends: 10/02/2015
Counterclaim Plaintiff's Rebuttal Disclosures Due: 10/17/2015
15-day Rebuttal Period for Counterclaim Plaintiff Ends: 11/16/2015
Plaintiff's Trial Brief Due: 1/15/2016
Defendant 's Trial Brief and Plaintiff in the Counterclaim Due: 1/15/2016
Brief for Defendant in the Counterclaim and Reply Brief, if any, for Plaintiff Due: 2/14/2016
Reply Brief, if any, for Plaintiff in the Counterclaim due: 2/29/2016

CONSENT OF APPLICANT

Applicant consents to this motion.

WHEREFORE, Opposer/Counterclaim Respondent moves the Board for a suspension of the proceedings and the extension of dates as requested herein.

Respectfully submitted,

/JENNIFER L. WHITELAW/
JENNIFER L. WHITELAW
WHITELAW LEGAL GROUP
Attorney for Opposer/Counterclaim Respondent
BOHAGER HOLDINGS, LLC
3838 Tamiami Trail North, Suite 310
Naples, Florida 34103
Telephone (239) 262-1001

Facsimile (239) 261-0057
Email: ttabmail@whitelawfirm.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Motion for Suspension for Settlement Negotiations and Extension of Dates in this matter is being provided to the Attorney for Applicant/Counterclaim Petitioner via email on November 1, 2014 and U.S. Regular Mail on November 3, 2014:

JONATHAN A. FALLON, ESQ.
MANDELBAUM SALSBURG, P.C.
155 PROSPECT AVE., STE 105
WEST ORANGE, NEW JERSEY 07052-4298
Email: jfallon@msgld.com, ip@msgld.com

/JENNIFER L. WHITE LAW/
JENNIFER L. WHITE LAW